

Sector\$

Attorney Docket
No. B-60857

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

LEROY G. KRUPKE, D. SCOTT
BOUCHER, JOHN E. SCATES
and RICHARD K. HOOFARD

Group Art Unit: 3623

Examiner: Not Assigned


Serial No. 09/096,663

Filed: 06/12/98

For: COUNTERBALANCE SYSTEM FOR
UPWARD ACTING DOOR

Box Missing Parts
Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

<p align="center">CERTIFICATE OF MAILING (37 CFR 1.8a)</p> <p>I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail and in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.</p> <p align="center"><u>Anne Ziegler</u> (Typed name of person mailing paper)</p> <p align="center"> (Signature of person mailing paper)</p> <p>Date: <u>Aug. 12, 1998</u></p>
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**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
APPLICATION-FILING DATE GRANTED**

Pursuant to the Notice to File Missing Parts of Application-Filing Date Granted dated July 1, 1998 Applicants submit herewith an executed Declaration and Power of Attorney in compliance with 37 CFR 1.63 identifying the application by the above application number and filing date.

Also enclosed is a check in payment of the surcharge in the amount of \$130.00.

The Commissioner of Patents and Trademarks is hereby authorized to charge any fee deficiency or to credit any fee overpayment relating to this matter to Deposit Account No. 01-0657. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Michael E. Martin
Reg. No. 24,821
Agent of Record

08/20/1998 SCARMICH 00000011 09096663

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AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
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AUG 17 1998



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/096,663	06/12/98	KRUPKE	L B-60857

0262/0701

KENNETH P GLASER
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 1700 PACIFIC AVENUE SUITE 4100
 DALLAS TX 75201-4618

NOT ASSIGNED

3623

DATE MAILED:

07/01/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☒ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

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